

CHARGE: 402(a)(3)—contained rodent urine (peanuts) and insect pupae (filberts); and 402(a)(4)—held under insanitary conditions (peanuts).

DISPOSITION: 12-19-62. Default—destruction.

28686. Shelled Spanish peanuts. (F.D.C. No. 48293. S. No. 1-606 V.)

QUANTITY: 55 125-lb. bags, at Matthews, N.C., in possession of Trophy Co., Inc.

SHIPPED: 9-4-62, from Moultrie, Ga.

LIBELED: 11-13-62, W. Dist. N.C.

CHARGE: 402(a)(4)—held under insanitary conditions while held for sale.

DISPOSITION: 12-12-62. Consent—claimed by Trophy Co., Inc. Segregated: 9 bags destroyed.

28687. Shelled pecans. (F.D.C. No. 47125. S. Nos. 57-646 R, 45-440 T.)

INFORMATION FILED: 8-6-62, N. Dist. Tex., against Ellis Pecan Co., Inc., Fort Worth, Tex., and Jack C. Ellis, president.

SHIPPED: 1-24-61 and 10-31-61, from Fort Worth, Tex., to Miami, Fla., and Arkadelphia, Ark.

LABEL IN PART: (Ctn.) "Amber Pcs 30# Net Weight" and (bag) "Extra Quality Ellis Pecans Mechanically packed Net Wt. Packed by Ellis Pecan Co. Fort Worth, Texas."

CHARGE: 402(a)(3)—contained *E. coli*; and 402(a)(4)—prepared and packed under insanitary conditions.

PLEA: Nolo contendere.

DISPOSITION: 12-20-62. Corporation—\$1,000 fine; individual—\$200 fine.

28688. Pistachio nuts. (F.D.C. No. 46781. S. No. 6-829 T.)

QUANTITY: 20 cases, each containing 24 pkgs., at Cumberland, R.I.

SHIPPED: 10-31-61, from Boston, Mass., by John Zedros, Inc.

LABEL IN PART: (Pkg.) "Alma Brand Imported Extra Jumbo Pistachio Nuts 6 Oz. Net Weight Packed by John Zedros, Inc. Boston, Mass."

RESULTS OF INVESTIGATION: Examination showed that the article was short weight.

LIBELED: 12-14-61, Dist. R.I.

CHARGE: 403(e)(2)—when shipped, the article failed to bear a label containing an accurate statement of the quantity of contents.

DISPOSITION: 10-10-62. Consent—claimed by John Zedros, Inc., and released for relabeling.

28689. Shelled black walnuts. (F.D.C. No. 47659. S. No. 58-748 T.)

QUANTITY: 20 30-lb. cases, at Wichita, Kans.

SHIPPED: 5-4-62, from Verona, Mo., by Spring River Shelling Co.

LABEL IN PART: (Case) "Ozark Brand Black Walnuts Packed and Pasteurized by Spring River Shelling Co. Verona, Mo. Mixed Sizes."

LIBELED: On or about 7-6-62, Dist. Kans.

CHARGE: 402(a)(3)—contained *E. coli* when shipped.

DISPOSITION: 10-2-62. Default—4 cases destroyed and remainder delivered to a public institution for animal feed.